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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

10 BERTI PRODUCE OAKLAND, INC.

**Case No.: 3:10-cv-04502-EMC**

11 Plaintiff,

12 | vs.

13 RALPH A. PAIGE, JR. dba SONOMA  
COUNTY GROWERS EXCHANGE,

**Defendant.**

**ORDER ON STIPULATION FOR JUDGMENT UNDER THE PERISHABLE AGRICULTURAL COMMODITIES ACT (7 U.S.C. §499e)**

#### AS MODIFIED HEREIN

Presently before this Court is the Stipulation for Judgment under the Perishable Agricultural Commodities Act (7 U.S.C. §499e). After my review of the Stipulation, and being otherwise fully advised in the premises,

**IT IS ORDERED:**

22           A.     Berti Produce Oakland, Inc. is a valid trust beneficiary of Ralph A. Paige,  
23 Jr. dba Sonoma County Growers Exchange (“Paige”) in accordance with Section 5(c) of  
24 the Perishable Agricultural Commodities Act (“PACA”), 7 U.S.C. §499e(c), in the  
25 aggregate amount of \$45,611.25, inclusive of interest and attorneys’ fees as of the date of

1 the Stipulation, for violation of PACA by failing to maintain PACA trust assets and pay  
2 Berti Produce Oakland, Inc. promptly under 7 U.S.C. §§499b(4) and e(c).

3 B. The Temporary Restraining Order entered on October 6, 2010 is dissolved  
4 and rendered ineffective.

5 C. Judgment is hereby entered in favor of Berti Produce Oakland, Inc. and  
6 against Defendant Paige in the amount of \$45,611.25, inclusive of interest and attorneys'  
7 fees as of the date of this Order.

8           D. Post-judgment interest shall accrue on the above amount at the current  
9 post-judgment rate per annum pursuant to 28 U.S.C. §1961 from the date of the entry of  
10 this Judgment until paid in full.

14 IT IS SO ORDERED in Chambers on October 8, 2010.

Jeffrey S. White  
Jeffrey S. White  
United States District Court

The briefing schedule and hearing date previously set by the Court are VACATED.